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PATENT
Attorney Docket No.: FUSI-02200

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: _____ Group Art Unit: 2617
Onyon *et al.* _____ Examiner: Rampuria, Sharad K.
Serial No.: 10/789,816 _____ **TRANSMITTAL LETTER**
Filed: February 27, 2004 _____ 162 N. Wolfe Road
For: **WIRELESS TELEPHONE DATA** _____ Sunnyvale, CA 94086
BACKUP SYSTEM _____ (408) 530-9700
_____ Customer No. 28960

MS: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed please find a notice of appeal for the above-captioned application for filing in the U.S. Patent and Trademark Office.

Additionally, a check in the amount of \$255.00 is enclosed for payment of the fee by a small entity for filing a notice of appeal, per 37 C.F.R. § 41.20(b)(1).

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,

HAVERSTOCK & OWENS LLP

By:



Thomas B. Haverstock
Reg No.: 32,571

Dated: 1-17-08

Attorneys for Applicant

CERTIFICATE OF MAILING (37 CFR § 1.8(a))
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP
Date: 1/17/08 By: Thomas B. Haverstock



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Group Art Unit: 2617
Onyon, et al.)) Examiner: Rampuria, Sharad K
Serial No.: 10/789,816)) **NOTICE OF APPEAL**
Filed: February 27, 2004)) 162 N. Wolfe Road
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Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated January 10, 2008 of the Examiner rejecting Claims 1-29, 52-60 and 82-93.

Pursuant to Rule 37 C.F.R. §41.31, (a) (1) "Every applicant, any of whose claims has been twice rejected, may appeal from the decision of the examiner to the Board by filing a notice of appeal accompanied by the fee set forth in § 41.20(b)(1) within the time period provided under § 1.134 of this title for reply." Here, claims 20-29, 52-60 and 82-93 stand rejected at least twice.

Accordingly, this appeal is proper and timely.

Enclosed is a check in the amount of \$255.00 for payment of the fee by a small entity for filing a notice of appeal, per 37 C.F.R. § 41.20(b)(1).

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 1-17-08

By: Thomas B. Haverstock

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01/23/2008 SSITHIB1 00000070 10789816

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CERTIFICATE OF MAILING (37 C.F.R. § 2(a))
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Date: 1/17/08 By: Thomas B. Haverstock
HAVERSTOCK & OWENS LLP.